

**PUBLIC NOTICE**  
**NOTICE OF INTENT TO REVOKE / NOTICE OF INTENT TO DENY**  
RE: Permit No. 010-00004 / Agency Interest No. 320 / Application No. APE 20040002

The Environmental and Public Protection Cabinet, Division of Waste Management is hereby issuing a determination to revoke the solid waste landfill permit issued to Cooksey Brothers Disposal Company, Inc. in Boyd County and to deny the permit renewal application, Application No. APE20040002, which would extend the expiration date of their permit until December 31, 2009. This permit is for the Contained Landfill, Construction/Demolition Debris Landfill, Residential Landfill, as well as the Waste Tire Accumulator, Waste Tire Processor and Waste Tire Transporter registrations. The permit revocation and application denial will be effective February 16, 2006 pursuant to 401 KAR 47:140 unless the Cabinet withdraws this revocation and denial prior to that date. This action does not prohibit future application for a permit or registration by Cooksey Brothers Disposal Company, Inc.

This revocation and denial is pursuant to 401 KAR 47:130, Section 4(1)(a) and (d) and Section 7(3)(b); and 401 KAR 47:140, Section 2 and 3 and is based on the permittee's noncompliance with permit conditions resulting in the failure to protect human health and the environment, and violations of KRS Chapter 224 and 401 KAR Chapter 47 and 48.

The name and address of the permittee and facility is:

Cooksey Brothers Disposal Company, Inc.  
101 W. North Big Run Road  
Ashland, KY 41102

The revocation and denial action is being processed at the following address:

Division of Waste Management  
Solid Waste Branch  
14 Reilly Road  
Frankfort, KY 40601

The files for this facility can be reviewed at the Division of Waste Management's Frankfort office between 8:30 AM and 4:00 PM weekdays by appointment only. To make an appointment, submit a written request to Maria Wood at least 72 hours prior to the desired review date. Requests can be faxed to (502) 564-9232 or mailed to Ms. Wood at the above address.

Any person who may be aggrieved by these actions may file with the Cabinet a petition which sets forth the grounds of the objection and demand a hearing pursuant to KRS 224.10-420(2). Comments, objections or hearing requests must be submitted in writing to Ronald D. Gruzesky, P.E., Division of Waste Management, 14 Reilly Road, Frankfort, KY 40601-1190, no later than close of business on February 16, 2006, the end of the 30-day comment period. Please reference Agency Interest No. 320 and Application No. APE20040002 on any correspondence

The Cabinet does not discriminate on the basis of race, color, religion, sex, national origin, sexual orientation, gender identity, ancestry, age, disability or veteran status. The Cabinet provides, on request, reasonable accommodations necessary to afford an individual with a disability an equal opportunity to participate in all services, programs and activities. Contact Anita Young at (502) 564-6716, extension 276, to request materials in an alternate format. Publication of this notice is pursuant to 401 KAR 47:130 and 47:140.